

SUPREME COURT OF ILLINOIS

COURT CONVENED AT 9:30 A.M., TUESDAY, NOVEMBER 9, 2004

THE FOLLOWING ANNOUNCEMENTS WERE MADE:

ADVISEMENT DOCKET

No. 98463 - People State of Illinois, respondent, v. Kevin Czech, petitioner.

Motion by petitioner for leave to file a motion for reconsideration of the order denying petition for leave to appeal. Motion denied.

Order entered by the Court.

No. 98511 - People State of Illinois, respondent, v. Jonathan Tolliver, petitioner.

Motion by petitioner for leave to file a motion for reconsideration of the order denying petition for leave to appeal. Motion denied.

Order entered by the Court.

CIVIL DOCKET

No. 98351 - Philip N. Crusius, etc., appellant, v. Illinois Gaming Board et al., etc., appellees.

Joint motion by Emerald Casino, Inc. and The Official Committee of Unsecured Creditors of Emerald Casino, Inc. to intervene. Motion allowed.

Order entered by the Court.

Thomas, J., took no part.

Joint motion by Emerald Casino, Inc. and The Official Committee of Unsecured Creditors of Emerald Casino, Inc. for leave to file reply instanter in support of joint motion to intervene. Motion allowed.

Order entered by the Court.

Thomas, J., took no part.

LEAVE TO APPEAL DOCKET

No. 99006 - Peter Czutrin et al., petitioners, v. Helen Rogal et al., respondents.

Motion by petitioner, pro se, to expedite consideration of the petition for leave to appeal or, in the alternative, to expedite the three urgent issues brought forward in this motion. The motion to expedite is allowed. The petition for leave to appeal is denied.

Order entered by the Court.

No. 99301 - In re: the Marriage of (Sara J. Armstrong, respondent, v. David R. Armstrong, petitioner).

Motion by respondent to dismiss petition for leave to appeal. Motion denied.

Order entered by the Court.

THE FOLLOWING MOTIONS WERE PRESENTED AND ORDERS WERE ENTERED AS INDICATED:

REHEARING DOCKET

No. 96755 - James H. Canel, etc., appellee, v. Judy Baar Topinka, etc., et al., appellants.

Motion by appellants for an extension of time for filing petition for rehearing to and including November 11, 2004. Motion allowed.

Order entered by Justice Freeman.

ADVISEMENT DOCKET

No. 96834 - People State of Illinois, appellant, v. Adam Rosenberg, appellee.

Motion by appellee for leave to file additional authority instantner. Motion allowed.

Order entered by Justice Garman.

No. 98395 - Jayme Rosenbach, petitioner, v. Donald N. Snyder et al., respondents.

Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for leave to appeal.

No. 98548 - Fritz Redelmann, petitioner, v. Bodie-Hoover Petroleum Corporation, respondent.

Motion by petitioner to stay the Court's mandate pending disposition of petitioner's motion for a supervisory order in Redelmann v. Bodie-Hoover Petroleum Corporation, case No. 99437. Motion denied.

Order entered by Justice Freeman.

No. 98592 - Stacy Sommer etc., petitioner, v. 3932 N. Greenview Condominium Association et al., etc., respondents.

Motion by petitioner for leave to file a motion for reconsideration of the order denying petition for leave to appeal or appeal as a matter of right.

No. 99259 - Julio Godinez et al., petitioners, v. Chicago Commission on Human Relations et al., respondents.

Motion by petitioners to reconsider the Court's order of October 12, 2004, denying leave to file petition for leave to appeal *instantly*.

PEOPLE'S DOCKET

Nos. 97235 - People State of Illinois et al., appellants, v.
97258 Tyreese Roberts et al., appellees.
Cons.

Motion by People State of Illinois for leave to cite additional authority. Motion allowed.

Order entered by Justice Freeman.

No. 98357 - People State of Illinois, appellee, v. Enice Lyles, Jr., appellant.

Motion by appellant for an extension of time for filing brief to and including January 10, 2005. Motion allowed.

Order entered by Justice Freeman.

CIVIL DOCKET

- No. 96236 - Sharon A. Price et al., etc., appellees, v. Philip Morris, Incorporated, appellant.

Motion by appellees for an additional 10 minutes for oral argument. Motion allowed. Appellees are granted ten (10) additional minutes and appellant is granted ten (10) additional minutes to present oral argument: Appellant 30 minutes, Appellees 30 minutes, rebuttal 10 minutes.

Order entered by Chief Justice McMorrow.

- No. 99375 - Janet Rubel et al., etc., respondents, v. Pfizer Inc., etc., et al., movants.

Motion by movants to transfer case No. 04 L 621, Pierson v. Pfizer Inc., from Madison County to Cook County and to consolidate it with Cook County case No. 03 CH 04721, Rubel et al., etc. v. Pfizer Inc.

Motion by movants for leave to file a second motion to transfer case No. 04 L 572, Burgess v. Pfizer Inc., et al., from Madison County to Cook County and to consolidate it with Cook County case No. 03 CH 04721, Rubel et al., v. Pfizer et al.

- No. 99460 - Jerelyn Yoder, Indv., et al., etc., appellees, v. James N. Ferguson et al., appellants.

Motion by appellants for direct appeal to this Court pursuant to Supreme Court Rule 302(b).

LEAVE TO APPEAL DOCKET

- No. 98813 - Shante Razor, respondent, v. Hyundai Motor America, petitioner.

Motion by petitioner for leave to cite additional authority instant. Motion allowed.

Order entered by Justice Freeman.

No. 99421 - Joann Melena, respondent, v. Anheuser-Busch, Inc.,
petitioner.

Motion by Ralphs Grocery Company for leave to
appear and file a brief as amicus curiae
instantly in support of petition for leave to
appeal.

No. 99444 - Dollie's Playhouse, Inc., petitioner, v. Chicago
Title and Trust Company, etc., et al.,
respondents.

Motion by petitioner for an extension of time for
filing petition for leave to appeal to and
including November 24, 2004.

No. 99447 - People State of Illinois, respondent, v. Corey
Milner, petitioner.

Motion by petitioner for leave to file petition
for leave to appeal instantly. Motion
allowed.

Order entered by Justice Freeman.

No. 99466 - Daniel B. Ellis, petitioner, v. St. Ignatius
College Prep et al., respondents.

Motion by petitioner for a sixty (60) day
extension of time for filing petition for leave
to appeal. Motion allowed.

Order entered by Justice Freeman.

MISCELLANEOUS RECORD

M.R. 19793 - In re: Lovells, movant.

Motion by movant for leave to register as limited
liability partnership.

SUPREME COURT OF ILLINOIS

TUESDAY, NOVEMBER 9, 2004

THE FOLLOWING ANNOUNCEMENTS WERE MADE:

ADVISEMENT DOCKET

No. 98239 - People State of Illinois, petitioner, v. James Cokley, respondent.

Motion by respondent to modify the Court's supervisory order entered on October 6, 2004. The order of October 6, 2004, is vacated. The petition for leave to appeal is denied. In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its judgment in People v. Cokley, case No. 01-02-0701 (3/12/04), and to retain jurisdiction and remand to the circuit court for a suppression hearing. If the outcome of the hearing so requires, a new trial should be held. Otherwise, the case should return to the appellate court for consideration of the remaining issues.

Order entered by the Court.

No. 98731 - People State of Illinois, petitioner, v. Javan Davis, respondent.

Motion by respondent to modify the Court's supervisory order entered on October 6, 2004. The order of October 6, 2004, is vacated. The petition for leave to appeal is denied. In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its judgment in People v. Davis, case No. 01-03-0822 (5/21/04), and to retain jurisdiction and remand to the circuit court for a suppression hearing. If the outcome of the hearing so requires, a new trial should be held. Otherwise, the case should return to the appellate court for consideration of the remaining issues.

Order entered by the Court.

SUPREME COURT OF ILLINOIS

CALL OF THE DOCKET, TUESDAY, NOVEMBER 9, 2004

No. 91874 - People State of Illinois, appellant, v. Kenneth Sharpe, appellee. Appeal, Circuit Court (Cook).

Oral argument by Kathryn Schierl for appellant and by Protease M. Tinka for appellee. Submitted. Agenda 1.

No. 96198 - People State of Illinois, appellant, v. Leon Blair, appellee. Appeal, Appellate Court, First District.

Oral argument by Alan J. Spellberg for appellant and by Jeffery A. Waldhoff for appellee. Submitted. Agenda 2.

Nos. 97235 - People State of Illinois et al., appellants, v.
97258 Tyreese Roberts et al., appellees. Appeal,
cons. Appellate Court, First District.

Oral argument by Amy Watroba Kern for appellants and by Manuel S. Serritos for appellees. Submitted. Agenda 3.

No. 97620 - People State of Illinois, appellant, v. Marco Ramirez, appellee. Appeal, Appellate Court, Second District.

Oral argument by Anne Bagby for appellant and by Jason Klinowski for appellee. Submitted. Agenda 4.

No. 97218 - Pierre Ferguson, appellant, v. City of Chicago, appellee. Appeal, Appellate Court, First District.

Oral argument by Kenneth N. Flaxman for appellant and by Benna Riuth Solomon for appellee. Submitted. Agenda 5.